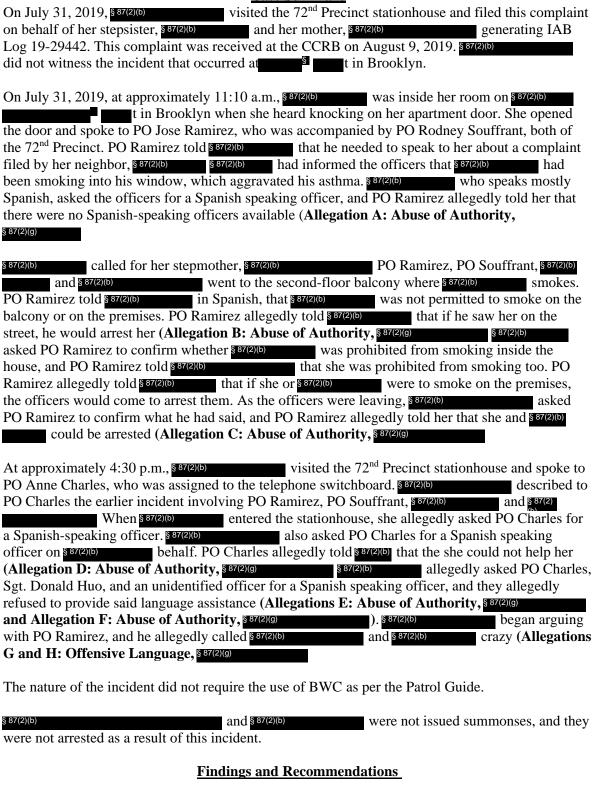
CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	☐ Force	☐ Discourt.	☐ U.S.	
Michael Talisayan		Squad #11	201907048	✓ Abuse	O.L.	☐ Injury	
Incident Date(s)		Location of Incident	:	Precinct:	18 Mo. SOL	EO SOL	
Wednesday, 07/31/2019 11:10 AM, Wednesday, 07/31/2019 4:30 PM		§ 87(2)(b) stationhouse	72nd Precinct	72	1/31/2021	9/17/2021	
Date/Time CV Reported		CV Reported At:	How CV Reported:	Date/Time	Received at CC	RB	
Wed, 07/31/2019 8:10 PM		IAB	Phone	Fri, 08/09/	/2019 10:59 AM		
Complainant/Victim	Type	Home Address					
Witness(es)		Home Add	lress			_	
Subject Officer(s)	Shield	TaxID	Command				
1. POM Jose Ramirez	02019	959914	072 PCT				
2. SGT Donald Huo	02630	938689	072 PCT				
3. An officer			072 PCT				
4. POF Anne Charles	00212	965977	072 PCT				
Witness Officer(s)	Shield No	Tax No	Cmd Name				
1. POM Rodney Souffrant	17168	961319	072 PCT				
2. SGT Harvey Sham	03966	952229	072 PCT				
Officer(s)	Allegation	n		Inve	estigator Recor	nmendation	
A.POM Jose Ramirez	Abuse: A Ramirez f		Brooklyn, Police Office age interpretation servi				
B.POM Jose Ramirez	Abuse: A Ramirez t	t ^{§ 87(2)(b)} in I hreatened to arrest ^{§ 8}	Brooklyn, Police Office	er Jose			
C.POM Jose Ramirez	Abuse: A Ramirez t	t ^{§ 87(2)(b)} in I hreatened to arrest ^{§ 8}	Brooklyn, Police Office 97(2)(b)	er Jose			
D.POF Anne Charles		rles failed to obtain l	ationhouse, Police Off language interpretation				
E.SGT Donald Huo		Abuse: At the 72nd Precinct stationhouse, Sergeant Donald Huo failed to obtain language interpretation services for \$87(2)(b)					
F. An officer		Abuse: At the 72nd Precinct stationhouse, an officer failed to obtain language interpretation services for \$87(2)(b)					
G.POM Jose Ramirez	Officer Jo	Off. Language: At the 72nd Precinct stationhouse, Police Officer Jose Ramirez made remarks to \$87(2)(6) based upon perceived mental health.					
H.POM Jose Ramirez	Officer Jo	uage: At the 72nd Prose Ramirez made reserved mental health.	ecinct stationhouse, Po marks to § 87(2)(b)	based			

Case Summary



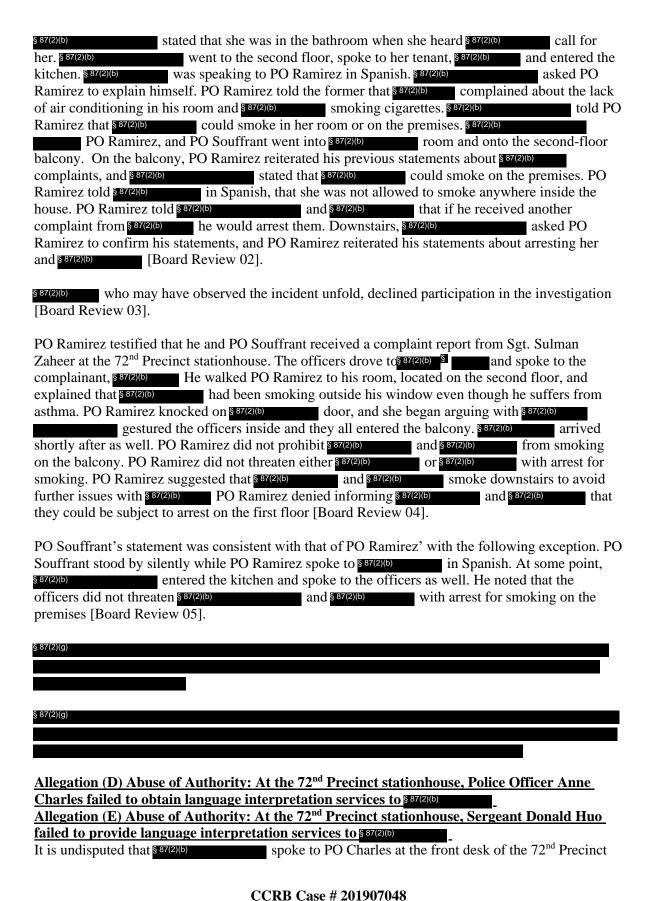
Allegation (A) Abuse of Authority: Inside in Brooklyn, Police Officer Jose

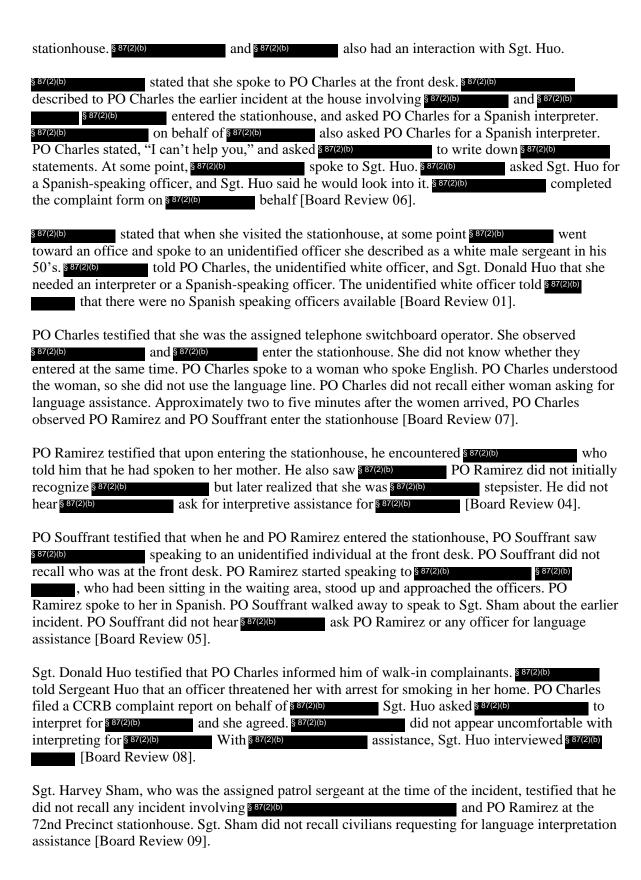
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Ramirez failed to obtain language interpretation services for \$87(2)(b) It is undisputed that \$87(2)(b) spoke to PO Ramirez on the \$87(2)(b)
stated that she heard a knock on her apartment door. When she opened the door and spoke to PO Ramirez, \$87(2)(6) allowed PO Ramirez, PO Souffrant, and \$37(2)(6) her neighbor, inside her apartment. \$87(2)(6) asked the officers for a Spanish speaking officer. PO Ramirez told her that there were no Spanish speaking officers available [Board Review 01].
stated that she was in the bathroom when she heard stated that she was in the bathroom when she was in
who may have observed the incident unfold, declined participation in the investigation [Board Review 03].
PO Ramirez testified that he knocked on \$87(2)(b) door, and she opened it. \$87(2)(b) gestured for the officers to enter her room. Although she spoke in broken English, \$87(2)(b) did not ask for interpretive assistance. Because PO Ramirez speaks Spanish, he spoke to her in Spanish [Board Review 04].
PO Souffrant corroborated PO Ramirez' testimony in which the latter spoke to ser(2)(b) in Spanish. PO Souffrant did not recall ser(2)(b) requesting interpretative assistance [Board Review 05].
§ 87(2)(g)
§ 87(2)(g)
Allegation (B) Abuse of Authority: At in Brooklyn, Police Officer Jose
Allegation (B) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$87(2)(b)
Allegation (B) Abuse of Authority: At in Brooklyn, Police Officer Jose
Allegation (B) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$\frac{8}{37(2)}\$ in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$\frac{8}{37(2)}\$ in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$\frac{8}{37(2)}\$ stated that she was inside her room on the \$\frac{8}{37(2)}\$ when she heard knocking on
Allegation (B) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$87(2)(b) Allegation (C) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$87(2)(b) stated that she was inside her room on the \$87(2)(b) when she heard knocking on her apartment door. She opened the door and spoke to PO Ramirez, who was accompanied by PO
Allegation (B) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$37(2)(5) Allegation (C) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$37(2)(5) stated that she was inside her room on the \$37(2)(5) when she heard knocking on her apartment door. She opened the door and spoke to PO Ramirez, who was accompanied by PO Souffrant. PO Ramirez explained that the officers needed to speak to her about a complaint her neighbor, \$37(2)(5) made against her for smoking. \$37(2)(5) allowed the officers and \$37(2)(5)
Allegation (B) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$37(2)(b) Allegation (C) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$37(2)(b) stated that she was inside her room on the \$37(2)(b) when she heard knocking on her apartment door. She opened the door and spoke to PO Ramirez, who was accompanied by PO Souffrant. PO Ramirez explained that the officers needed to speak to her about a complaint her neighbor, \$37(2)(b) made against her for smoking. \$37(2)(b) allowed the officers and \$37(2)(b) stated that the officers smoking. \$37(2)(b) allowed the officers and \$37(2)(b) stated that the officers smoking. \$37(2)(b) allowed the officers and \$37(2)(b) stated that the officers smoking. \$37(2)(b) allowed the officers and \$37(2)(b) stated that the officers smoking. \$37(2)(b) allowed the officers and \$37(2)(b) stated that the officers smoking. \$37(2)(b) allowed the officers and \$37(2)(b) stated that the officers smoking. \$37(2)(b) allowed the officers and \$37(2)(b) stated that the officers smoking. \$37(2)(b) allowed the officers and \$37(2)(b) stated that the officers smoking. \$37(2)(b) allowed the officers and \$37(2)(b) stated that the officers smoking.
Allegation (B) Abuse of Authority: At state threatened to arrest \$\frac{37(2)}{57(2)}\$. In Brooklyn, Police Officer Jose Ramirez threatened to arrest \$\frac{37(2)}{57(2)}\$. In Brooklyn, Police Officer Jose Ramirez threatened to arrest \$\frac{37(2)}{57(2)}\$. In Brooklyn, Police Officer Jose Ramirez threatened to arrest \$\frac{37(2)}{57(2)}\$. when she heard knocking on her apartment door. She opened the door and spoke to PO Ramirez, who was accompanied by PO Souffrant. PO Ramirez explained that the officers needed to speak to her about a complaint her neighbor, \$\frac{37(2)}{57(2)}\$ made against her for smoking. \$\frac{37(2)}{57(2)}\$ allowed the officers and \$\frac{37(2)}{57(2)}\$ began arguing with the officers about \$\frac{37(2)}{57(2)}\$ From \$\frac{37(2)}{57(2)}\$ room, they walked to the balcony, where \$\frac{37(2)}{57(2)}\$ showed the officers the distance between her apartment and
Allegation (B) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest 37(2)(b) Allegation (C) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest 37(2)(b) stated that she was inside her room on the 397(2)(b) when she heard knocking on her apartment door. She opened the door and spoke to PO Ramirez, who was accompanied by PO Souffrant. PO Ramirez explained that the officers needed to speak to her about a complaint her neighbor, 37(2)(b) made against her for smoking. 37(2)(b) allowed the officers and 37(2)(c) long the stepmother, 37(2)(d) showed the officers the distance between her apartment and 387(2)(b) showed the officers the distance between her apartment and 387(2)(b) was sick and that if PO
Allegation (B) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$57(2)(b) Allegation (C) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$57(2)(b) stated that she was inside her room on the \$57(2)(b) stated that she was inside her room on the \$57(2)(b) when she heard knocking on her apartment door. She opened the door and spoke to PO Ramirez, who was accompanied by PO Souffrant. PO Ramirez explained that the officers needed to speak to her about a complaint her neighbor, \$57(2)(b) made against her for smoking. \$57(2)(b) allowed the officers and \$57(2)(c) began arguing with the officers about \$57(2)(b) showed the officers the distance between her apartment and \$57(2)(b) apartment. PO Ramirez told \$57(2)(b) smoking in her home, the officers would come to wherever \$57(2)(b) is located and arrest her. \$57(2)(c) asked PO Ramirez to explain
Allegation (B) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$37(2)(b) Allegation (C) Abuse of Authority: At in Brooklyn, Police Officer Jose Ramirez threatened to arrest \$37(2)(b) stated that she was inside her room on the \$37(2)(b) when she heard knocking on her apartment door. She opened the door and spoke to PO Ramirez, who was accompanied by PO Souffrant. PO Ramirez explained that the officers needed to speak to her about a complaint her neighbor, \$37(2)(b) made against her for smoking. \$37(2)(b) stated that she was inside her room on the \$37(2)(b) allowed the about a complaint her neighbor, \$37(2)(b) stated that she was inside her room on the \$37(2)(b) allowed the officers and \$37(2)(b) stated that she was inside her room on the \$37(2)(b) allowed the officers and \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) allowed the officers and \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) when she heard knocking on her apartment knocking on her apartment. Save the save that she was accompanied by PO stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) when she heard knocking on her apartment knocking on her apartment. Save the save that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated that she was inside her room on the \$37(2)(b) stated

CCRB Case # 201907048

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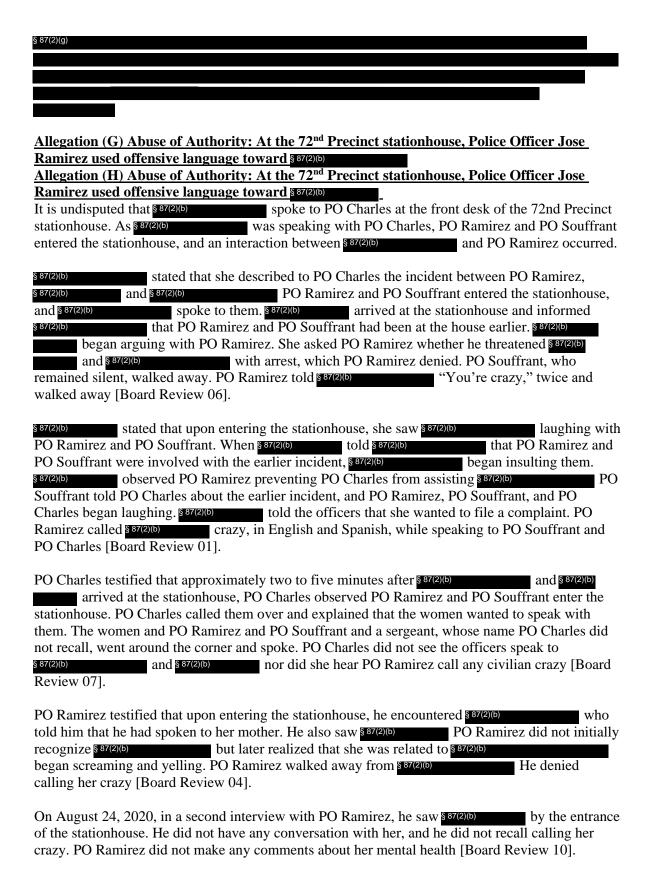
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CCRB Case # 201907048

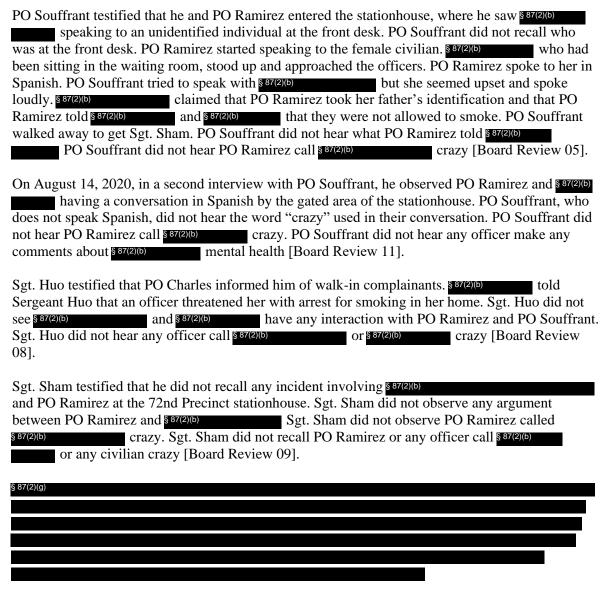
§ 87(2)(g)
Allegation (F) Abuse of Authority: At the 72nd Precinct stationhouse, an officer failed to obtain language interpretation services for \$87(2)(b) It is undisputed that \$87(2)(b) visited the 72 nd Precinct stationhouse.
stated that she went toward an office inside of the stationhouse and spoke to an unidentified officer she described as a white male sergeant in his 50's, with a heavyset build and approximately 6' 1" tall. 67(2)(b) did not provide any other indication that he was a sergeant. 87(2)(b) told PO Charles, the unidentified white officer, and Sgt. Huo that she needed an interpreter or a Spanish-speaking officer. The unidentified white officer told 87(2)(b) that there were no Spanish-speaking officers available [Board Review 01].
did not describe any interaction between \$87(2)(b) and a white officer [Board Review [06].
PO Ramirez testified that he did not know any officer who resembled the unidentified officer \$87(2)(b) described to the CCRB regarding this allegation. He was unaware of \$87(2)(b) having any interaction with any such officer or whether she asked an officer with the aforementioned description for language assistance [Board Review 10].
PO Souffrant testified that he was not sure whether he knew an officer who resembled the aforementioned pedigree description. He did not observe \$87(2)(5) having any interaction with any officer who resembled the officer \$87(2)(5) described [Board Review 11].
The Roll Call for Tour 3 for the 72 nd Precinct indicates that Sgt. Sham was the assigned patrol supervisor and Sgt. Huo was the desk officer. Sgt. Ryan Vautrinot was assigned the anti-crime supervisor [Board Review 12].
On August 28, 2020, the investigation conducted a MOS search in CTS for Sgt. Ryan Vautrinot, which indicated that he is a white male in his mid-30's [Board Review 13].
The Roll Call for the 72 nd Precinct stationhouse lists Sgt. Huo as the assigned desk officer and Sgt. Sham as the patrol supervisor [Board Review 12]. Both officers are Asian males who do not match the officer description provided for a white male sergeant in his 50's. The only other white male sergeant was in his mid-30's. Other than his ethnicity, age, height, and build, did not provide any other physical descriptor to indicate that the subject officer was a sergeant or a supervisor.
who was at the stationhouse with \$97(2)(b) did not describe any interaction between \$87(2)(b) and a white male officer. PO Ramirez and PO Souffrant could not identify any officer who resembled the subject officer, nor did they observe any such officer have any interaction with \$97(2)(b)

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Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which \$87(2)(b) has been a party. She has no other active complaints [Board Review 14].
 - o This is the first CCRB complaint to which [887(2)(b)] has been a party. She has no other active complaints [Board Review 15].
 - O This is the first CCRB complaint to which \$87(2)(b) has been a party. She has no other active complaints [Board Review 16].
- PO Ramirez has been a member of service for four years. No other complaints have been filed against him.
- PO Charles has been a member of service for one year. No other complaints have been filed against her.
- Sgt. Huo has been a member of service for fourteen years. One complaint, and three allegations, was filed against him.

 Case # 201608479 involved Physical Force, Stop, and Threat of Arrest. The case was closed as Alleged Victim Unavailable.

Mediation, Civil and Criminal Histories

- §87(2)(b) and §87(2)(b) declined mediation.
- On April 3, 2020, the Office of the New York City Comptroller indicated that there was no Notice of Claim related to this incident [Board Review 17]. On August 28, 2020, an updated request was sent to the aforementioned office [Board Review 18]. The results will be added to the case file upon receipt.

[3 01 (5)(0)] [33 00(1)(5)8(4)] [3 01(2)	(6)]		
Squad No.: 11			
Investigator:Signa	ature	Inv. Mike Talisayan Print Title & Name	09/1/2020 Date
Squad Leader: <u>Edwin Pena</u> Signa	ature	IM Edwin Pena Print Title & Name	09/02/20 Date
Reviewer:Signa	ature	Print Title & Name	 Date